



IN

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Lawrence E. CORNETT et al.

Title:

Applicant:

RECOMBINANT BETA2-ADRENERGIC RECEPTOR DELIVERY AND USE

IN TREATING AIRWAY AND VASCULAR DISEASES

Appl. No.:

09/783,580

Filing Date:

02/15/2001

Examiner:

Scott David Priebe

Art Unit:

1632

AMENDMENT TRANSMITTAL

Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

- [X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.
- [] Assertion of Small Entity status is enclosed.
- [X] The fee required for additional claims is calculated below:

	Claims				Extra				•
	As		Previously		Claims				Additional
	Amended		Paid For		Present		Rate		Claims Fee
Total Claims:	46	-	49	=	0	X	\$18.00	=	\$0.00
Independent Claims:	6	-	6	=	0	X	\$86.00	= '	\$0.00
First p	resentation	of any	y Multiple	Depen	dent Claims:	+	\$290.00	=	\$0.00
					CLAIMS	FEI	E TOTAL	=	\$0.00

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[X] Extension for response filed within the first month:	\$110.00	\$110.00	
[] Extension for response filed within the second month:	\$420.00	\$0.00	
[] Extension for response filed within the third month:	\$950.00	\$0.00	
[] Extension for response filed within the fourth month:	\$1,480.00	\$0.00	
[] Extension for response filed within the fifth month:	\$2,010.00	\$0.00	
EXTENSION I	FEE TOTAL:	\$110.00	
[] Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$0.00	
CLAIMS, EXTENSION AND DISCLAIMER I	FEE TOTAL:	\$110.00	
[X] Small Entity Fees Apply (subtract	Small Entity Fees Apply (subtract ½ of above):		
	ΓΟΤΑL FEE:	\$55.00	

- [] Please charge Deposit Account No. 19-0741 in the amount of \$55.00. A duplicate copy of this transmittal is enclosed.
- [X] A check in the amount of \$55.00 is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Hulest

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date

FOLEY & LARDNER LLP

Customer Number: 22428

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(202) 672-5542

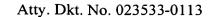
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ву

Jayme A. Huleatt Attorney for Applicant

Registration No. 34,485





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AMENDMENT AND REPLY UNDER 37 CFR 1.111

Mail Stop NON-FEE AMENDMENT Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated December 22, 2003, concerning the above-referenced patent application. A request for a one-month extension of time with the requisite fee is attached and extends the date to respond to April 22, 2004, thus making this response timely.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks/Arguments begin on page 9 of this document.

Please amend the application as follows:

04/23/2004 CCHAU1

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